

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA, §  
§ ECF CASE  
v. §  
§ Case No. S3 09 Cr. 581 (WHP)  
PAUL M. DAUGERDAS, §  
DONNA GUERIN, §  
DENIS FIELD, and §  
DAVID PARSE, §  
§  
Defendants. §

STATE OF NEW YORK )  
ss.:  
COUNTY OF NEW YORK )

DAVID PARSE, being duly sworn, deposes and says:

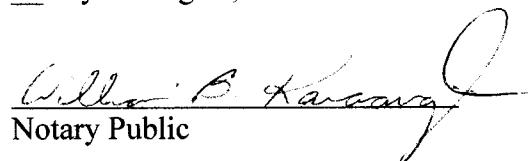
1. My name is David Parse, and I am a defendant in the above-captioned case.
2. During jury selection (or shortly thereafter), I heard one of the lawyers at the Brune firm (I believe it was Theresa Trzaskoma) say that there was a prospective juror (or a juror) who had the same name as a suspended attorney but that it was not the same person. I cannot recall if the lawyer was speaking to me or if I overheard her speaking to someone else.
3. A week after the verdict, I met with the Brune lawyers to discuss possible post-trial motions and appellate issues. The possibility of a juror misconduct issue was not raised.
4. It was not until after the Brune firm filed its motion for a new trial that I learned that prior to jury deliberations the issue of Conrad being a suspended lawyer had resurfaced. More precisely, to the best of my memory, it was after the July 15, 2011 conference call that I learned (i) that on May 12, 2011, Ms. Trzaskoma had considered the possibility that Juror No. 1

was the suspended lawyer, (ii) that a paralegal had generated a Westlaw report, and (iii) that the Brune lawyers had concluded that Conrad was not the suspended attorney and determined that there was no need to inform the Court.



\_\_\_\_\_  
David Parse

Sworn to before me this  
3<sup>rd</sup> day of August, 2012



\_\_\_\_\_  
William B. Kavanaugh  
Notary Public

